Preserve

App F IX-4

1933-34
(Jnl)

File No 62-33
Serial Nos 5, 6, 7 8

Previous References
Jnl 56-24 (14 161
134-31 (1-3)
44 20 (3 5 9 14)
36 24 92 113 119, 121 124 133 142-147
Later References

GENERAL AND REVENUE SECRETARIAT.

Serial Nos Four

Part B for January '34

SUBJECT

Rules to regulate the election of Presidents and Vice Presidents of Municipal Councils in the State

(8) No L 5159 dy 12-1-34
Dte President, Purpose of Act &
State that the rules above shd be framed
to be in force by Virtue of proviso (b)
Sec 2 of the Purpose of Act of 1933
No L 5160 dy 12-1-34
34 Copies do the Act came into force on

Serial No

Rules re election of vice-Presidents of Town Municipal Councils

The existing rules for regulating the conduct of election of vice-President of a Town or Municipal council are contained in G.O. No. 2305/Pol 207-27-2 dt 26.11.1927. These rules were framed under the Municipal Regulation, 1906.

Since the Separate Regulation has been passed for managing the municipal affairs in Towns (VIII of 1933) it is necessary to frame a set of rules for regulating the election of vice-Presidents under Sec 28(4) of the Town Municipalities Regulation, 1933.

3 A draft of the rules under the above section is framed and submitted for approval. The Law Section may perhaps be consulted as to their fitness.

16/X/33 AV

4 Rule 5 is silent as regards the manner of voting. It is to be

(G.O. is to be collected from the Separate section)

NOTE—Continued on Sheet

be by ballot? If so the form of voting paper to may perhaps be prescribed in the rules. Please compare with the DVB Vice Presidents Election Rules & note

5 Rule 2 Is nomination necessary? What is the rule in the case of DC DBs?

6 Can Official members vote at the meeting?

Please look up the connected references & note.

Reference Presidents rules & rules may also be on the matters connected herein

DSO 26/10

DSO 26/10

Copy of note relating to the election of Presidents & Vice-Presidents of District Boards is put up (vide flag E)

Rule 5 of the draft rules is similar to rule 6 of the Distt Board rules and no change is called for

Rule 2 — The present practice is to propose nominations in respect of candidates for the Vice presidentship Vice presidentship The rule in the case of the Distt Boards is that every candidate for the office of Vice president must be proposed by one seconded by another member present at the meeting The existing rule may remain unaltered as in the draft

Seconds to be found the date of the meeting for that

9 Instructions have been issued

Serial No

vii GO dated 2 8 52 & ML Memos dated 22 7 30 that official members nominated to town & minor mcls shall not vote at the election of the respective vice presidents, although an exception is allowed in favour of D.C.s & Sub Divl Officers who preside at the meeting of the mcl on such occasions

10 The draft rules framed in regard to the election of vice presidents of town & minor mcls & the presidents of town & minor mcls are contained in the GOs dated 26 11 27 (Appx I & II respectively) At present it is proposed to issue these rules under the several sections of the new Town & minor mcls

Subs for order

for 14/12/33

11 Printed copies of the Rules relating to the election of the Presidents & Vice Presidents of Town or Minor Mcl Councils referred to above, are also put up

12 Under Section 2 (b) of the Town Mcles Regn & the Minor Mcles Regn, the said rules continue to be in force, as they are to be deemed to have been issued under

the new Regulations. It seems therefore unnecessary to revise the rules, particularly as no changes in them appear to be called for.

13 Further, the rules issued under the Honor* Town Police (Election) Regns will have the force of law only after one month from the date of their publication in the Gazette. As a large number of Wards are to be reconstituted from 1933 and 1934, there will be delay in the election of Presidents & Vice Presidents if the rules have to be revised now.

Forwarded

Asst Secy 14/12

Gen Secy 14 I agree

II Member 14/12

- 15

15/12

16/12

16 Please put up a reply to be made in the connected file

16/12

17 A draft reply is submitted for approval

18/12/33

18 Secretary 18/12

* Secs 104(4) & 204(4) respectively

GENERAL SECTION 14 DEC 19.. 689

3675 15/12

TYPING SECTION 19 DEC 19.. GNL & REV SEC

Serial No	
6	To the D C Kadur Dist No 24267 dated 21/12/33 informing him that the rules prescribed in the notns dated 14th Nov 1929 as amended by the notns dated 14/19th Nov 1931 in regard to the election of Presidents & Vice Presidents of Town & Minor municipal councils may be followed in the election of Presidents & VPs of the Town & Minor Mpl Cls to be reconstituted from 1-1-1934 & thereafter until the new regulations
	To the D.C.'s of the Dists No 24265-74 A 21/12/33 Rds for information & guidance a copy each of Supra
Flag I	19 A copy of the notn dated 28th Nov 1924, as amended by the notn dated 14-19th Nov 1931, prescribing rules for regulating the election of Presidents & Vice Presidents of City municipal councils - is put up As by virtue of powers (b) & Sec 2 of the City Mpl Act 1933, the

WD 0434—GPB—1,000—12-10-3.

Rules re election of Presidents & Vice Presidents in City Municipalities

2/ File No 52 of 1933-34 General and Revenue Secretariat

Serial No

rules will continue to remain in force as if they had been framed under the new Regulation Hence it is not necessary to restore these rules under the Mysore City Rules dept, 1933 and the rule may be followed* in connection with the election of a non-Official President & the Bangalore City & a vice-President for the Mysore City Municipality

20 Subs for perusal

* as in the case of Tumkur Municipality

29/12/33

21 A This is in accordance with the orders passed in the case of the Town and Minor Municipalities to be reconstituted from 1.1.1934, please see notes & orders in paras 11 to 15 Supra

, Chief Secy) 27/12

Office of the Secretary to Government Municipal & Local Boards 23 DEC No 34 Luf

If no comments 29 RB 23/12

27/12

23 I agree I presume no difficulty has been found or reported in respect of these rules

27/12 24 Please see Note re A

25/12 26/12

2787/3236 3 2 34/2.

General and Revenue Secretariat | File No 62 of 1933-34 | [App F III—2

Serial No

From

The President, Mysore City Mncl.

No G-7 1808 dated 3/1/1934

Requests to be informed if any rules have been framed under the new city rules regn 1933 for the conduct of elections of a vice President for the Mnl Cl or if the rules issued in Govt. dated 28th NOV 1924 maybe adopted for the purposes

2. With reference to para 2 supra it is submitted that no references are forthcoming to show that any difficulty was experienced in the working of the rules issued in Govt dated 28 11 24 (Flag T)

A draft reply to the President Mysore City Mncl Cl is put up for approval

The draft may be issued

5/11/34 Chetpet 5/1

RB 6/1/34

6/1

File No 62 of 1933-34

General and Revenue Secretariat

Serial No 8

The President, Mysore city mcl
No 25159 dt 6/12/1934
informs him that the rules esme-
ed in note dated 28th Nov 1924 as
amended by note dated 4th Nov 1931 may
be followed in the election of a vice President
to the Mysore city mcl reconstituted
under the new city mcpl Regn
to the Municipal Comr, Mysore
thro' the President
No L 5760 dated 4/12 Jany 1934
FD for information a copy of
the G.O. supra.

J
B
from
1/2/1934

Notification

Under Sub Section (2) (c) of Section

M & Q RR

92-2-33-5

In all f t re rresp ndence plea g te this
No A.5,C.352/33-34
K ci

OFFICE OF THE DEPUTY COMMISSIONER
KOLAR DISTRICT

Dated Kolar the 9th December *193* 3

2787 SEC.

11 DEC 1933 CE
L & Q BRAN

FROM

T G RAMA IYER Esq BA
Deputy Commissioner
Kolar District

To

H V Ramaswami, Esq , M A , B L ,
Secretary to the Government of Mysore,
General Department,
Bangalore

GENERAL SECTT 11 DEC 1933 No S 9 for 4/12

SIR

I have the honor to request you to be so good as to cause the issue of notification under the provisions of the Municipal Regulation 1933(Town,section 204 and Minor,section 106) re the rules to be followed in the election of Presidents and Vice Presidents in respect of the reconstituted Municipal Councils some of which are to take effect from 1st January 1934.

I have the honor to be,
Sir,
Your most obedient servant,

R. Somappa 9/12/33
Treasury Asst Commissioner,
for Deputy Commissioner,
Kolar District.
(absent from station)

Notification

Under Sub Section (2) (c) of Section 23 of the Mysore Town Municipalities Regulation, 1933 and in supersession of the existing rules on the subject, the Government of His Highness the Maharaja are pleased to make the following rules to regulate the election of the President of a Town Municipal Council in the State —

1 The date of the meeting shall be * (i) not later than two months (a) from the date of Government Order granting the privilege, if the privilege of election is granted during the term of an existing Council, (b) from the date of occurrence of the vacancy when the office of an elected President becomes vacant otherwise, and (c) from the date of the order setting aside the election under rule 8 infra, and (ii) not later than one month from the date of the reconstitution in case of reconstitution of a Council already enjoying the privilege

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months as the case may be, by the Vice-President or, in his absence by the Chief Executive Officer of the Municipal Council

2 Every candidate shall be nominated after the issue of such notice, by at least two non-official councillors in the following form which shall be sent to the Vice-President or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

meeting

Town Municipality of

We the undersigned, nominate

as a candidate for the Office of P-----

at the election to be held on the

dat of 193

Dated Sd/-

Sd/-

3 The names of candidates shall be notified at the Municipal Office at least 5 days before the day fixed for holding the election

4 The Councillors present on the day of election shall, for the purpose of presi ing at the meeting select one from among themselves, who is not a candidate

5 The election shall be decided by eliminating one by one, the name of the candidate obtaining the least number of votes at each voting until there are only 2 candidates left and out of these, whoever obtains the larger number of votes shall be declared elected

Prov'ded that

(a) if there is only one candidate, he shall be deered to have been elected

(b) in case of an equal number of vote being cast in favor of two candidates, a selection of one of them shall be made by lot immediately

6 The result of the election shall be declared at the meeting immediately by the presiding authority and communicated by

him without delay to the Government through the Deputy Commissioner, along with the minutes of the proceedings of the meeting with the names of the members present

7 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

8 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by the Deputy Commissioner for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

By order,

General Secretary to Government

To

The Compiler Mysore Gazette, for publication in Part IV of the Mysore Gazette and for supply of 100 copies to the Secretariat and 50 copies to each of the Deputy Commissioners

Notification

Under Sub Section (4) of Section 23 of the Mysore Town Municipalities Regulation, 1933 and in supersession of the existing rules on the subject, the Government of His Highness the Maharaja are pleased to make the following rules to regulate the elections of the Vice President of a Town Municipal Council.-

1 The date of the meeting shall ordinarily be not later than

(a) one month from the date of the reconstitution in the case of reconstitution of a Council,

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice President becomes vacant otherwise and

(c) two months from the order setting aside the election under Rule 8 infra

Provided that at least 15 days' notice of every such meeting shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 Every candidate shall be nominated after the issue of such notice by at least two non-official Councillors in the following form which shall be sent to the President or in his absence, to the Chief Executive Officer of the Municipal Council at least 7 days before the date fixed for the meeting -

meeting -

Town Municipality of

we, the undersigned, nominate
as a candidate for the office of Vice President
at the election to be held on the
day of 193

Sd/-
Sd/- -

3 The names of candidates shall be notified at the Municipal Office at least five days before the day fixed for holding the election

4 The Councillor present shall if the President be absent, elect for the purpose of presiding at the meeting one from among themselves, who is not a candidate

5 The election shall be decided by eliminating one by one, the name of the candidate obtaining the least number of votes at each voting until there are only two candidates left and out of these, whoever obtains the larger number of votes shall be declared elected

Provided that -

(a) if there is only one candidate, he shall be deemed to have been elected

(b) in case of an equal number of votes being cast in favor of two candidates at an election of one of them shall be decided by lot immediately

immediately

6 The result of the election shall be declared at the meeting immediately by the presiding authority and communicated by him without delay to the Government through the Deputy Commissioner, along with the minutes of the proceedings of the meeting with the names of the members present

7 The validity of the election may be contested by a petition signed by at least three Councillors and filed before the Deputy Commissioner within 14 days from the date of the election and shall allege specific grounds for setting aside the election

8 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner, or other officer appointed by him for the purpose, and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

By order,

Secretary to

To

The Compiler
Publication
Copy

Notification

Under sub section (4) of Section 10 of the Mysore Municipalities Regulation, 1933 and in supersession of the existing rules on the subject, the Government of Karnataka are pleased to make the following rules to regulate the election of the Vice President of a Town Municipal Council -

1 The date of the meeting shall ordinarily be not later than

(a) one month from the date of the constitution of the municipal Council,

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice President becomes vacant otherwise and

(c) two months from the order setting aside the election under Rule 8 infra

Provided that at least 15 days' notice of every such meeting shall be given in the said period of one or two months as the case may be, by the President or in his absence by the Chief Executive officer of the Municipal Council

2 Every candidate shall be nominated after the issue of the notice by at least 2 non-official councillors for the following form which shall be sent to the President or in his absence to the Chief Executive officer of the Municipal Council at least two days before the date fixed for the meeting -

Town Municipal Council of

I, the undersigned, hereby

as a candidate for the office of Vice-President at the election to be held on the day of 19

Signed

Signed

3 The names of candidates shall be notified at the Municipal Office at least 5 days before the day fixed for holding the election

4 The Councillors present shall if the President be absent elect for the purpose of presiding at the meeting one from among themselves who is not a candidate

5 The election shall be decided by eliminating one by one, the name of the candidate obtaining the least number of votes at each voting until there are only two candidates left and out of these, whoever obtains the larger number of votes shall be declared elected

Provided that - (a) if there is only one candidate he shall be deemed to have been elected (b) in case of an equal number of votes being cast in favour of two candidates, a selection of one of them shall be made by lot immediately

6 The result of the election shall be declared at the meeting immediately by the presiding authority and communicated by him without delay to the Government through the Deputy Commissioner, along with the minutes of the proceedings of the meeting with the names of the members present

present

7 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within 14 days from the date of the election and shall allege specific grounds for setting aside the election

8 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by the Deputy Commissioner for the purpose and upon the conclusion of the enquiry the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

By order

General Secretary to Govt

To

The Compiler Laws Gazette for publication in the Gazette with a request that copies may be sent to the Secretariat and copies to each of the Deputy Commissioners

Notification

Under Sub Section (2) (c) of Section 10 of the Mysore Municipalities Regulation, 1923 and in supersession of the existing rules on the subject, the Government of His Highness the Maharaja are pleased to make the following rules to regulate the election of Presidents of minor Municipal Councils in the State —

1 The date of the meeting shall be (i) not later than two months (a) from the date of Government Order granting the privilege, if the privilege of election is granted during the term of an existing Council, (b) from the date of occurrence of the vacancy when the office of an elected President becomes vacant otherwise, and (c) from the date of the order setting aside the election under rule 8 infra, and (ii) not later than one month from the date of the reconstitution in case of reconstitution of a Council already enjoying the privilege

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months as the case may be, by the Vice President or, in his absence by the Chief Executive Officer of the Municipal Council

2 Every candidate shall be nominated after the issue of such notice, by at least two non-official councillors in the following form which shall be sent to the Vice President or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

meeting - Municipal Council
~~Town~~ Municipality of

We the undersigned, nominate
as a candidate for the Office of President
at the election to be held on the
dat of 193

Dated Sd/-
Sd/-

3 The names of candidates shall be notified at the Municipal Office at least 5 days before the day fixed for holding the election

4 The Councillors present on the day of election shall, for the purpose of presiding at the meeting select one from among themselves, who is not a candidate

5 The election shall be decided by eliminating one by one, the name of the candidate obtaining the least number of votes at each voting until there are only 2 candidates left, and out of these, whoever obtains the larger number of votes shall be declared elected
Provided that

(a) if there is only one candidate, he shall be deemed to have been elected

(b) in case of an equal number of votes being cast in favor of two candidates, a selection of one of them shall be made by lo immediately

6 The result of the election shall be declared at the meeting immediately by the presiding authority and communicated by him

him without delay to the Government through the Deputy Commissioner, along with the minutes of the proceedings of the meeting with the names of the members present

7 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

8 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by the Deputy Commissioner for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

By order,

General Secretary to Government

The Compiler, Mysore Gazette, for publication in Part IV of the Mysore Gazette and for supply of 100 copies to the Secretariat and 50 copies to each of the Deputy Commissioners

Appendix F G—1]

SUBJECT

Section ~~Ml~~

File No 62-33

Serial No 6

Diary No of letter replied to

No L4267

To

The Deputy Comr,
~~Kohat~~ Kadur District

General and Revenue Secretariat

( )

the *193*

Date of issue 21 12 33

Signed by Dr A Subbaraya
Asst to Sole

Sir,

In reply to para 3 of your letter no A3-47x-33 dated the 18th Novr 33 I am directed to state that the rules issued under notns nos L3055/ml 207-27, and L3056/ml 207-27-2 dated 16th Novr 1927 for regulating the elections of Presidents & Vice Presidents of Dist & Taluq Bds as amended by notns nos

Z
R

List of enclosures

Copied by

Examined by

WD 0677—G PS—15 000—8-11 33

L 3797/Jnl 134-31-1 and
L3798/Jnl 134-31-2 dated
the 14th Nov 1931 respectively
should be deemed to
continue to be in force by
virtue of the proviso (b) to
Sec 2 of the Jammu Kashmir
Rules Regulations, 1933 and that
they may be followed in the
election of Presidents & Vice Presidents
of Jammu & Kashmir Municipalities to be
reconstituted with effect from 1st January
1934 and thereafter under the
New Regulations.

Yours truly

for Chief Secretary to Govt

Memorandum L 4268-74 dt 21-12-1933
Copy to the Deputy Commissioner Jammu
with reference to his no DS C 352/33-34 dated 9
dated the 9th December 1933 for info
Copy to the Director of Municipalities
for info & guidance

B O

for Chief Secretary to Govt

Ml 62-33-7

No G T 1108 ✓
Encl

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE
Dated 2nd January 1934

3 JAN 1934

3236

FROM

B T KESAVA IYENGAR Esq BA
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore

SIR

I have the honour to state that the term of the present Vice-President Rao Sahib Mr M Ramaswamy approved in Government Order No 6471/M1 110-30-37 dated 5-2-1931 expires on 3rd January 1934 owing to the reconstitution of the Council from that date

I therefore request that you may be so good as to intimate if any rules for the conduct of the Election of the Vice-President have been framed under Section 23 (4) of the Mysore City Municipalities Regulation, or if the rules issued in Government Order No L 3907/M1 56-24-147 dated 23th Noverber 1924 may be adopted for the purpose If new rules have been framed, a copy of the same may kindly caused to be sent at an early date

I have the honour to be,
Sir,
Your most obedient servant,

President

PVR

Appendix F G—1]

SUBJECT

Section ML
File No 62-33
Serial No 8

Diary No of letter replied to L 3236

No L 5157

To

The President-
Mysore city ML bl

Sir,

With reference to your letter no G 7 1108 dated the 2/3rd January 1934, I am directed to state that the rules issued under notification no L 3957/ML 56-24-147 dated the 28th Nov 1924 for regulating the elections of Presidents and vice presidents of city ML bls, as amended by notn no L 3799/ML 184-87-3 dated 14/11/29

General and Revenue Secretariat

( )

the *193*

Date of issue 12-1-34

Signed by M A Subba Rao

for Hon T

List of enclosures

for T

shall be deemed to continue to be in
in force by virtue of provisions
section 27 of the Municipalities (Newfoundland) Act, 1933
and that they may be followed in
the election of the three Aldermen
for the Municipality of Placentia reconstituted
under the new Municipalities Act

Shaw
RB
6/11/34

Chief Magistrate
for RB

Memorandum L 5160-C 12-1-34
Copy to the Mayor Council
(this the President) Burgeo & Neiffy.
for information

RB

The Chief Magistrate
for RB